**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**MAYA EIBSCHITZ-TSIMHONI**

Serial No.: Unknown (Continuation-In-Part of U.S. Serial No. 09/724,252)

Filed: Filed Herewith

For: INSTRUMENT AND METHOD FOR CREATING AN INTRAOCULAR INCISION

Attorney Docket No.: UOM 0215 PUS1

# INFORMATION DISCLOSURE STATEMENT
## UNDER 37 C.F.R. § 1.97(b)(1)

Mail Stop Patent Application
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Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and § 1.97-1.98, the references listed and identified on the attached Forms PTO/SB08A and/or SB08B are being submitted herewith for consideration by the Examiner. This Statement is being filed in accordance with 37 C.F.R. § 1.97(b)(1).

While this Statement is being filed in compliance with the duty of disclosure, citation of the attached references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b).

If applicable, a copy of each reference listed on the attached Form PTO/SB08B or any foreign cited art is included herewith. Consideration and entry into the record of these references is respectfully requested.

Respectfully submitted,

**MAYA EIBSCHITZ-TSIMHONI**

Date: October 7, 2003

By: Stephanie M Mansfield
Stephanie M. Mansfield, Reg. No. 43,773
Attorney/Agent for Applicant

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PTO/SB/08A (10-96) [MODIFIED]
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Sheet 1 of 1

| *Complete if Known* | |
|---|---|
| **Application Number** | TO BE ASSIGNED |
| **Filing Date** | CONCURRENTLY HEREWITH |
| **First Named Inventor** | MAYA EIBSCHITZ-TSIMHONI |
| Group Art Unit | Unknown |
| Examiner Name | Unknown |
| Attorney Docket Number | UOM 0215 PUS1 |

## U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No.[1] | U.S. PATENT DOCUMENT Number | Kind Code[2] (*if known*) | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|---|---|---|---|---|---|---|
| | | 783,010 | | Beckham | 02-1905 | |
| | | 979,505 | | Johnson | 12-1910 | |
| | | 1,374,289 | | Dunkley | 04-1921 | |
| | | 1,994,366 | | Mellor | 03-1935 | |
| | | 2,583,577 | | Kingsbury | 01-1952 | |
| | | 4,676,243 | | Clayman | 6-30-1987 | |
| | | 4,706,669 | | Schlegel | 11-1987 | |
| | | 4,766,897 | | Smirmaul | 8-3-1988 | |
| | | 4,869,716 | | Smirmaul | 09-1989 | |
| | | 4,911,161 | | Schechter | 3-27-1990 | |
| | | 4,950,272 | | Smirmaul | 08-1990 | |
| | | 5,122,152 | | Mull | 06-1992 | |
| | | 5,135,530 | | Lehmer | 8-4-1992 | |
| | | 5,203,865 | | Siepser | 04-1993 | |
| | | 5,261,923 | | Soares | 11-16-1993 | |
| | | 5,269,787 | | Cozean, Jr. et al | 12-14-1993 | |
| | | 5,397,333 | | Knoepfler | 03-1995 | |
| | | 5,423,841 | | Kornefeld | 6-13-1995 | |
| | | 5,451,230 | | Steinert | 09-1995 | |
| | | 5,591,183 | | Chin | 01-1997 | |
| | | 5,669,922 | | Hodd | 09-1997 | |
| | | 5,728,117 | | Lash | 3-17-1998 | |
| | | 5,776,154 | | Taylor et al. | 07-1998 | |
| | | 5,860,994 | | Yaacobi | 1-19-1999 | |
| | | 5,873,883 | | Cozean, Jr. et al | 2-23-1999 | |
| | | 5,893,862 | | Pratt et al. | 04-1999 | |
| | | 6,152,894 | | Kubler | 11-2000 | |
| | | 6,165,190 | | Nguyen | 12-2000 | |
| | | 6,447,528 | | Paraschac | 09-2002 | |
| | | US-2002/0055753 | | Silvestrini | 05-2002 | |

## FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No.[1] | Foreign Patent Document Office[3] | Number[4] | Kind Code[5] (*if known*) | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T[6] |
|---|---|---|---|---|---|---|---|---|
| | | | | | | | | |
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| Sheet | 1 | of | 2 |
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| *Complete if Known* | |
|---|---|
| Applicati n Number | TO BE ASSIGNED |
| Filing Date | CONCURRENTLY HEREWITH |
| First Named Inventor | Maya Eibschitz-Tsimhoni |
| Group Art Unit | Unknown |
| Examiner Name | Unknown |
| Attorney Docket Number | UOM 0215 PUS1 |

## OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No.[1] | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T[2] |
|---|---|---|---|
| | A | HOWARD V. GIMBEL, M.D., "Cases, Instruments and Notes," J. Cataract Refract Surg - Vol. 16, March 1990, pp. 246-249 | |
| | B | HOWARD V. GIMBEL, M.D. et al., "Development, Advantages, and Methods of the Continuous Circular Capsulorhexis Technique," J. Cataract Refract Surg - Vo. 16, January 1990, pp. 31-37 | |
| | C | STEVE ARSHINOFF, M.D., "Mechanics of Capsulorhexis," J. Cataract Refract Surg - Vol. 18, November 1992, pp. 623-628 | |
| | D | DANIEL WASSERMAN, MD et al., "Anterior Capsular Tears and Loop Fixation of Posterior Chamber Intraocular Lenses," Opththamology, 1991, pp. 425-431 | |
| | E | A. PANDA et al., "Neodymium: Yttrium Aluminum Garnet Laser Anterior Capsulotomy," Annuals of Ophthalmology, September 1991, Vo. 23, No. 9, pp. 334-336 | |
| | F | NORBERT HAUSMANN et al., "Investigations on Diathermy for Anterior Capsulotomy," Investigative Ophthalmology & Visual Science, Vol. 32, No. 7, June 1991, pp. 2155-2159 | |
| | G | RASIK B. VAJPAYEE et al., "Capsulotomy for Phacoemulsification in Hypermature Cataracts," J. Cataract Refract Surg - Vol. 21, November 1995, pp. 612-615 | |
| | H | OLIVER D. SCHEIN, MD et al., "Cataract Surgical Techniques," Arch Ophthalmol/Vol. 113, September 1995, pp. 1108-1112 | |
| | I | C. I. PHILLIPS, "Erisocapsulorhexis," J. Cataract Refract Surg - Vol. 17, January 1991, pp. 111 | |
| | J | OKIHIRO NISHI, M.D., "Intercapsular Cataract Surgery with Lens Epithelial Cell Removal Part I: Without Capsulorhexis," J. Cataract Refract Surg - Vol. 15, May 1989, pp. 297-300 | |
| | K | OKIHIRO NISHI, M.D. et al., "Endocapsular Phacoemulsification Following Buttonhole Anterior Capsulotomy: A Preliminary Report", J. Cataract Refract Surg. Vol. 16, November 1990, pp. 757-762 | |

| Examiner Signatur | | Dat Consider d | |
|---|---|---|---|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1]Unique citation designation number. [2]Applicant is to place a check mark here if English language Translation is attached.

| | | | |
|---|---|---|---|
| | L | OKIHIRO NISHI, M.D., "Micropunch for 'Buttonhole" Anterior Capsulotomy in Endointercapsular Cataract Surgery," Arch Ophthalmol - Vol. 108, June 1990, pp. 892-893 | |
| | M | ROBERT M. FEIBEL, M.D., "Modification of the Bent Needle Technique for Anterior Capsulotomy," Ophthalmic Surgery, December 1986, Vol. 17, No. 12, pp. 819-820 | |
| | N | FREDERICK A. RICHBURG M.D., "Neodymium: YAG Laser for Anterior Capsulotomy," AM Intraocular Implant Soc J - Vol. 11, July 1985, pp. 372-375 | |
| | O | RICHARD M. COMER et al., "Radiofrequency Diathermy Capsulorhexis of the Anterior and Posterior Capsules in Pediatric Cataract Surgery: Preliminary Results," "J. Cataract Refract Surf - Vol. 23, Supplement 1, 1997, pp. 641-644 | |
| | P | DAVID T. NG et al., "Intraoperative Complications of 1000 Phacoemulsification Procedures: A Prospective Study," J. Cataract Refract Surg - Vol. 24, October, 1998, pp. 1390-1395 | |
| | Q | STEPHEN A. OBSTBAUM M.D., "The Anterior Capsulotomy Revisited," J. Cataract Refract Surg - Vol. 24, February, 1998, p. 143-144 | |
| | R | KENNETH J. HOFFER et al., "Intracameral Subcapsular Fluorescein Staining for Improved Visualization During Capsulorhexis in Mature Cataracts," J. Cataract Refract Sug - Vol. 19, July 1993, pp 566 | |
| | | | |